

THURCE
2136

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant
application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/611,913
Filing Date	July 7, 2000
Examiner Name	Carl G. Colin
First Named Inventor	Clifford E. Kahn
Group Art Unit	2136
Attorney Docket Number	EMC00-03(00011)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☐ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0901
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☒ Other under payment or over payment
- b. ☒ Check in the amount of \$ 790.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Paul P. Kriz, Esq.	Registration No. (Attorney/Agent)	45,752
Signature		Date	November 2, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print /Type)	Mary A. Maietta		
Signature		Date	November 2, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Clifford E. Kahn
Serial No.: 09/611,913
For: METHODS AND APPARATUS FOR CONTROLLING ACCESS TO A
RESOURCE
Filing Date: July 7, 2000
Examiner: Carl G. Colin
Art Unit: 2136
Conf. No.: 7737

Certificate of Mailing Under 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **MAIL STOP RCE**, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on:

Date: November 2, 2004

By: Mary A. Maietta
(Typed or printed name of person mailing
Document, whose signature appears below)

Signature: Mary A. Maietta

MAIL STOP RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

TRANSMITTAL LETTER

Sir:

Enclosed is/are:

- [x] Transmittal Letter (this form, 2 pages, in duplicate), Total Pages: 4;
- [x] Request for Continued Examination (RCE) Transmittal, Total pages: 1;
- [x] Amendment, Total Pages: 23;
- [x] Return Receipt Pre-paid Postcard (in duplicate), Total Postcards: 2;
- [x] Authorization to charge Deposit Account No. 50-0901, if necessary;
- [x] Check in the amount of \$790.00, with fee amounts calculated as follows:

U.S. Application No.: 09/611,913

Attorney Docket No.: EMC00-03(00011)

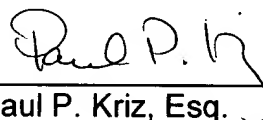
- 2 -

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Additional Fee
Total Claims	43	- 54	0	X \$18.00	= \$0.00
Independent Claims	8	- 10	0	X \$88.00	= \$0.00
Request for Continued Examination (RCE) Fee					= \$790.00
TOTAL ADDITIONAL FEES					= \$790.00

Applicant hereby petitions for any extension of time which is required to maintain the pendency of this case. If there is a fee occasioned by this response, including an extension fee, that is not covered by an enclosed check, please charge any deficiency to Deposit Account No. 50-0901.

If the enclosed papers or fees are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (508) 366-9600, in Westborough, Massachusetts.

Respectfully submitted,



Paul P. Kriz, Esq.
Attorney for Applicant
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Attorney Docket No.: EMC00-03(00011)

Dated: November 2, 2004



ATTORNEY DOCKET NO.: EMC00-03(00011)

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(Typed or printed name of person mailing
Document, whose signature appears below)

Signature: Mary A. Maietta

MAIL STOP RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313

Sir:

AMENDMENT

In response to the Advisory Action mailed on August 16, 2004, Applicants submit this RCE (Request for Continued Examination). Please amend the above-identified Application as shown on the following pages.